

Maria Contreras-Sweet, Secretary
Business, Transportation and Housing Agency

**DEPARTMENT OF FINANCIAL INSTITUTIONS****AGREEMENT**

_____ (the "Corporation"), in consideration
(Name of Corporation)
of authorization being granted for _____
(Name of Bank)

to invest in the corporation under California Financial Code Section 772, hereby agrees with the Commissioner of Financial Institutions of the State of California and his or her successor from time to time in office (the "Commissioner") to comply with all applicable provisions of Subarticle 2 (commencing with Section 10.19050) of Article 7 of the California Banking Regulations and of any order issued thereunder.

The reference in the Agreement to the regulations set forth in Subarticle 2 of Article 7 of the California Banking Regulations includes such regulations as amended, whether before or after the date of this Agreement, as well as any new regulations substituted for the regulations after the date of this Agreement.

The obligations of the Corporation under this Agreement are unique, and the Corporation acknowledges that money damages are not an adequate remedy for a violation of any provision of this Agreement. Therefore, the Commissioner may sue in equity for specific performance on account of a violation of any provision of this Agreement by the Corporation.

The waiver by the Commissioner of any failure of the Corporation to comply with this Agreement shall not be deemed to be a waiver of any other failure of the Corporation to comply.

This Agreement shall be governed by and construed in accordance with the laws of the State of California.

Date: _____

(Name of Corporation)

By

(Signature)

(Name and Title)

STATE OF CALIFORNIA
DEPARTMENT OF FINANCIAL INSTITUTIONS
INSTRUCTIONS FOR FORM 704

A. General.

Form 704 is to be used pursuant to Section 10.19102 of the Regulations of the Commissioner of Financial Institutions.

B. Contents.

The blanks in Form 704 shall be completed as indicated in the Form.

C. Signature.

Form 704 shall be signed in the name of the Corporation by an officer of the Corporation. The signature of the Corporation shall be acknowledged. (See Section 5.3004 of the Regulations of the Commissioner of Financial Institutions.)

This is a sample format of an agreement to comply with the regulations of the Commissioner regarding investments in regulated corporations as required by Section 10.19102 of Title 10 of the California Code of Regulations. This sample is provided only as an illustration of the format of an application. Refer to the requirements Title 10 California Code of Regulations Section 10.19102.